IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 7TH SEPTEMBER 2007 / 16TH BHADRA 1929

Bail Appl..No. 5369 of 2007()

CRIME NO.193/2007 OF KALLAMBALAM POLICE STATION

: PETITIONERS/ACCUSED 1 TO 3

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1. AYOOB, S/O.IBRAHIM KUNJU,
PEZHUVILA VEEDU, VILLAYKKADU, MADAVOOR (PO),
PALLICKAL.

2. SHARAFUDDIN, PEZHUVILA VEEDU,
VILLAYKKADU, MADAVOOR (PO), PALLICKAL.

3. LATHEEFA, W/O.SHARAFUDDIN,
PEZHUVILA VEEDU, VILLAYKKADU, MADAVOOR (PO),
PALLICKAL.

BY ADV. SRI.NAGARAJ NARAYANAN
SRI.A.S.SABU

RESPONDENTS: STATE

STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 07/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.5369 of 2007

Dated this the 7th day of September 2007

O R D E R

Second application for anticipatory bail filed by the petitioners who faces allegations for offences punishable inter alia under Section 498A I.P.C. By order dated 13/7/2007 in B.A.No.4276/2007, their earlier application for anticipatory bail was dismissed by this court.

2. The earlier application for anticipatory bail having been dismissed by this court, it is certainly for the petitioners to bring to the notice of the court the change in circumstances, if any, which would justify this court re-considering the prayer for anticipatory bail. Except passage of time, no other event has taken place even admittedly to justify the prayer for a fresh consideration of the same prayer for grant of anticipatory bail. Suffice it to say that I do not find any circumstances which can justify the entertaining of the fresh application for anticipatory bail. It is for the petitioners to appear before the investigating officer or the learned Magistrate having jurisdiction and then seek regular bail in the ordinary course.

3. In the result, this petition is dismissed.

(R.BASANT, JUDGE)

jsr // True Copy// PA to Judge

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007